

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

11 CV 3392
Koe/H/

PLAINTIFFS

Michigan State Housing Development Authority, a public body corporate (also Counterclaim Defendant)

DEFENDANTS

Lehman Brothers Derivative Products Inc., Lehman Brothers Holdings Inc., Lehman Brothers Special Financing Inc. (also Counterclaim Plaintiff), Official Committee of Unsecured Creditors (Intervening Defendant and Counterclaim Plaintiff)

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

Wilmer Cutler Pickering Hale and Dorr LLP, 1875 Pennsylvania Ave., NW
Washington D.C. 20006 (202) 663-6000

ATTORNEYS (IF KNOWN)

Lehman Entities: Weil Gotshall & Manges LLP, 767 Fifth Ave., New York, NY 10153 (212) 310 8000
Official Committee: Milbank, Tweed, Hadley & McCloy LLP, 1 Chase Manhattan Plaza, New York, NY 10005 (212) 530-5000

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)

(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

State and common-law claims. Plaintiff seeks withdrawal of reference pursuant to 11 U.S.C 157(d).

Has this or a similar case been previously filed in SDNY at any time? No? ☐ Yes? ☒ Judge Previously Assigned J. McMahon

If yes, was this case Vol ☒ Invol. ☐ Dismissed. No ☐ Yes ☒ If yes, give date December 29, 2010 & Case No. No. M 47 (CM)

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

ACTIONS UNDER STATUTES

TORTS		FORFEITURE/PENALTY		BANKRUPTCY		OTHER STATUTES	
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	<input type="checkbox"/> 610 AGRICULTURE	<input type="checkbox"/> 422 APPEAL	<input type="checkbox"/> 400 STATE		
<input type="checkbox"/> 110 INSURANCE	<input type="checkbox"/> 310 AIRPLANE	<input type="checkbox"/> 382 PERSONAL INJURY -	<input type="checkbox"/> 620 OTHER FOOD &	<input checked="" type="checkbox"/> 423 WITHDRAWAL	<input type="checkbox"/> 28 USC 158	<input type="checkbox"/> 410 REAPPORTIONMENT	
<input type="checkbox"/> 120 MARINE	<input type="checkbox"/> 315 AIRPLANE PRODUCT	<input type="checkbox"/> MED MALPRACTICE	<input type="checkbox"/> 625 DRUG RELATED		<input type="checkbox"/> 28 USC 157	<input type="checkbox"/> 430 ANTITRUST	
<input type="checkbox"/> 130 MILLER ACT	<input type="checkbox"/> 320 LIABILITY	<input type="checkbox"/> 385 PERSONAL INJURY	<input type="checkbox"/> SEIZURE OF			<input type="checkbox"/> 450 BANKS & BANKING	
<input type="checkbox"/> 140 NEGOTIABLE	<input type="checkbox"/> 320 ASSAULT, LIBEL &	<input type="checkbox"/> PRODUCT LIABILITY	<input type="checkbox"/> PROPERTY			<input type="checkbox"/> 460 COMMERCE	
<input type="checkbox"/> INSTRUMENT	<input type="checkbox"/> SLANDER	<input type="checkbox"/> 368 ASBESTOS PERSONAL	<input type="checkbox"/> 21 USC 881			<input type="checkbox"/> 480 DEPORTATION	
<input type="checkbox"/> 150 RECOVERY OF	<input type="checkbox"/> 330 FEDERAL	<input type="checkbox"/> INJURY PRODUCT	<input type="checkbox"/> 630 LIQUOR LAWS			<input type="checkbox"/> 470 RACKETEER INFLU-	
<input type="checkbox"/> OVERPAYMENT &	<input type="checkbox"/> EMPLOYERS'	<input type="checkbox"/> LIABILITY	<input type="checkbox"/> 640 RR & TRUCK			<input type="checkbox"/> ENCED & CORRUPT	
<input type="checkbox"/> ENFORCEMENT OF	<input type="checkbox"/> LIABILITY	PERSONAL PROPERTY	<input type="checkbox"/> 650 AIRLINE REGS			<input type="checkbox"/> ORGANIZATION ACT	
<input type="checkbox"/> JUDGMENT	<input type="checkbox"/> 340 MARINE	<input type="checkbox"/> 370 OTHER FRAUD	<input type="checkbox"/> 650 OCCUPATIONAL			<input type="checkbox"/> (RICO)	
<input type="checkbox"/> 151 MEDICARE ACT	<input type="checkbox"/> 345 MARINE PRODUCT	<input type="checkbox"/> 371 TRUTH IN LENDING	<input type="checkbox"/> SAFETY/HEALTH			<input type="checkbox"/> 480 CONSUMER CREDIT	
<input type="checkbox"/> 152 RECOVERY OF	<input type="checkbox"/> LIABILITY	<input type="checkbox"/> 380 OTHER PERSONAL	<input type="checkbox"/> 690 OTHER			<input type="checkbox"/> 480 CABLE/SATELLITE TV	
<input type="checkbox"/> DEFAULTED	<input type="checkbox"/> 350 MOTOR VEHICLE	<input type="checkbox"/> 371 TRUTH IN LENDING	LABOR			<input type="checkbox"/> 810 SELECTIVE SERVICE	
<input type="checkbox"/> STUDENT LOANS	<input type="checkbox"/> 355 MOTOR VEHICLE	<input type="checkbox"/> 380 OTHER PERSONAL	<input type="checkbox"/> 710 FAIR LABOR			<input type="checkbox"/> 850 SECURITIES/	
<input type="checkbox"/> (EXCL VETERANS)	<input type="checkbox"/> PRODUCT LIABILITY	<input type="checkbox"/> PROPERTY DAMAGE	<input type="checkbox"/> STANDARDS ACT			<input type="checkbox"/> COMMODITIES/	
<input type="checkbox"/> 153 RECOVERY OF	<input type="checkbox"/> 360 OTHER PERSONAL	<input type="checkbox"/> 385 PRODUCT LIABILITY	<input type="checkbox"/> LABOR/MGMT			<input type="checkbox"/> EXCHANGE	
<input type="checkbox"/> OVERPAYMENT OF	<input type="checkbox"/> INJURY		<input type="checkbox"/> RELATIONS			<input type="checkbox"/> CUSTOMER	
<input type="checkbox"/> VETERAN'S BENEFITS			<input type="checkbox"/> REPORTING &			<input type="checkbox"/> CHALLENGE	
<input type="checkbox"/> 160 STOCKHOLDERS SUITS			<input type="checkbox"/> DISCLOSURE ACT			<input type="checkbox"/> 12 USC 3410	
<input type="checkbox"/> 190 OTHER CONTRACT			<input type="checkbox"/> 740 RAILWAY LABOR ACT			<input type="checkbox"/> 890 OTHER STATUTORY	
<input type="checkbox"/> 195 CONTRACT PRODUCT			<input type="checkbox"/> 790 OTHER LABOR			<input type="checkbox"/> ACTIONS	
<input type="checkbox"/> LIABILITY			<input type="checkbox"/> LITIGATION			<input type="checkbox"/> 891 AGRICULTURAL ACTS	
<input type="checkbox"/> 198 FRANCHISE			<input type="checkbox"/> 791 EMPL RET INC			<input type="checkbox"/> 892 ECONOMIC	
			<input type="checkbox"/> SECURITY ACT			<input type="checkbox"/> STABILIZATION ACT	
			IMMIGRATION			<input type="checkbox"/> 893 ENVIRONMENTAL	
			<input type="checkbox"/> 462 NATURALIZATION			<input type="checkbox"/> MATTERS	
			<input type="checkbox"/> APPLICATION			<input type="checkbox"/> 894 ENERGY	
			<input type="checkbox"/> 463 HABEAS CORPUS-			<input type="checkbox"/> ALLOCATION ACT	
			<input type="checkbox"/> ALIEN DETAINEE			<input type="checkbox"/> FREEDOM OF	
			<input type="checkbox"/> 465 OTHER IMMIGRATION			<input type="checkbox"/> INFORMATION ACT	
			<input type="checkbox"/> ACTIONS			<input type="checkbox"/> 900 APPEAL OF FEE	
						<input type="checkbox"/> DETERMINATION	
						<input type="checkbox"/> UNDER EQUAL ACCESS	
						<input type="checkbox"/> TO JUSTICE	
						<input type="checkbox"/> 950 CONSTITUTIONALITY	
						<input type="checkbox"/> OF STATE STATUTES	

Check if demanded in complaint:

☐ CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.?
IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint
JURY DEMAND: ☐ YES ☐ NO

NOTE: Please submit at the time of filing an explanation of why cases are deemed related.

(PLACE AN x IN ONE BOX ONLY)

ORIGIN

- ☒ 1 Original Proceeding ☐ 2a. Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from (Specify District) ☐ 6 Multidistrict Litigation ☐ 7 Appeal to District Judge from Magistrate Judge Judgment
- ☐ 2b. Removed from State Court AND at least one party is pro se.

(PLACE AN x IN ONE BOX ONLY)

BASIS OF JURISDICTION

- ☐ 1 U.S. PLAINTIFF ☐ 2 U.S. DEFENDANT ☒ 3 FEDERAL QUESTION (U.S. NOT A PARTY) 28 U.S.C. 1334(b) ☐ 4 DIVERSITY

IF DIVERSITY, INDICATE CITIZENSHIP BELOW. (28 USC 1322, 1441)

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

	PTF	DEF		PTF	DEF		PTF	DEF
CITIZEN OF THIS STATE	[]	[]	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	[]	[]	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	[]	[]
CITIZEN OF ANOTHER STATE	[]	[]	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[]	[]	FOREIGN NATION	[]	[]

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Michigan State Housing Development Authority
Michigan Department of Attorney General
PO Box 30754
Lansing, MI 48909

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

Lehman Brothers Derivative Products Inc., Lehman Brothers Holdings Inc., Lehman Brothers Special Financing Inc.
745 Seventh Avenue
New York, NY 10019

Official Committee of Unsecured Creditors
c/o Dennis F. Dunne
Milbank, Tweed, Hadley & McCloy LLP
1 Chase Manhattan Plaza
New York, NY 10005

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO: ☐ WHITE PLAINS ☒ MANHATTAN
(DO NOT check either box if this a PRISONER PETITION.)

DATE SIGNATURE OF ATTORNEY OF RECORD ADMITTED TO PRACTICE IN THIS DISTRICT
[] NO
[x] YES (DATE ADMITTED Mo. July Yr. 2007)
RECEIPT # 7640585 *Danielle Spinnell* Attorney Bar Code # DS7097

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____

UNITED STATES DISTRICT COURT (NEW-YORK SOUTHERN)